

SECOND AMENDED
APPLICATION FOR PERMIT

Nº 33340

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office.....APR 23 1977
Returned to applicant for correction.....FEB 23 1978
Corrected application filed.....APR 4 1978
Map filed.....APR 4 1978

The applicant James B. Swires et al (see attached for other applications)
Box 11914 Reno, Nev. 89510 or
32005 Interstate 80 East, of Wadsworth, Nev.,
Street and No. or P.O. Box No. City or Town
Nev. 89442, hereby make application for permission to appropriate the public
State and Zip Code No.
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
tion; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground
Name of stream, lake or other source.
2. The amount of water applied for is 1.0 second-feet
One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet acre-feet
3. The water to be used for quasi municipal and domestic use
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
(a) Irrigation (state number of acres to be irrigated)
(b) Stockwater (state number and kinds of animals to be watered)
(c) Other use (describe fully under "No. 12. Remarks") quasi municipal and domestic
(d) Power:
(1) Horsepower developed
(2) Point of return of water to stream
5. The water is to be diverted from its source at the following point: S. 12°-40'-59" W. 80.00 feet
to the NW corner of Sec. 17, T20N, R24E, MDB&M and is located in
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 8, T20N, R24E, MDB&M.
it should be stated.
6. Place of use NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 17, portion of SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8, portion of E $\frac{1}{2}$
Describe by legal subdivision, if on unsurveyed land it should be so stated.
NE $\frac{1}{4}$ Sec. 18 all in township 20N, R24E, MDB&M.
7. Use will begin about Jan. 1 and end about Dec. 31, of each year.
Day and Month Day and Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) pump, well, piping system

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$4,000
10. Estimated time required to construct works.....1 yr.
11. Estimated time required to complete the application to beneficial use.....1 yr.
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The above application will serve four homes and will be held as tenants in common with the four applicants

Applicant James B. Swires

By s/ Pete G. Guisti
Malone Eng. 1 East First St.
Reno, Nev. 89501

Compared LP?GA b1/bc

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1 cubic feet per second, but not to exceed 1.46 million gallons annually.

- Actual construction work shall begin on or before September 28, 1979
- Proof of commencement of work shall be filed before October 28, 1979
- Work must be prosecuted with reasonable diligence and be completed on or before September 28, 1980
- Proof of completion of work shall be filed before October 28, 1980
- Application of water to beneficial use shall be made on or before September 28, 1982
- Proof of the application of water to beneficial use shall be filed on or before October 28, 1982
- Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed... IN TESTIMONY WHEREOF, I, WILLIAM J. NEWMAN
Completion of work filed... State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed... my office, this 28th day of MARCH
Cultural map filed...
Certificate No... Issued... A.D. 1979
Recorded... Bk... Page...
SANCELLED County Order 9 1979 OF FAILURE

Jerry T. and Nancy L. Van Dyke
21800 Interstate 80 East
Wadsworth, Nevada 89442

Harold D. and Dortha M. Bauma
31850 Interstate 80 East
Wadsworth, Nevada 89442

George M. and Carolyn L. Long
31900 Interstate 80 East
Wadsworth, Nevada 89442

James B. and Ida L. Swires
32005 Interstate 80 East
Wadsworth, Nevada 89442